Board of Nursing

January 16, 2001

Regular Open Board Meeting

A meeting of the New Jersey State Board of Nursing was held on January 16, 2001 in the Somerset Conference Room, 6th Floor, 124 Halsey Street, Newark, New Jersey. Maris A. Lown, President, called the meeting to order at 9:30 a.m.

ROLL CALL

PRESENT

Board Members:, Noreen DAngelo, M. Catherine Dulio, Richard C. Freda, Leo-Felix Jurado, Denise Link, Maris A. Lown, Virginia McKenney, Karen Rodriguez, Dr. Eileen Helbig Toughill, and Nelson Tuazon.

ALSO PRESENT

Deputy Attorney(s) General: Gus Lembo, Kathy Rohr, Patricia A. Polansky, Executive Director, New Jersey State Board of Nursing, George Hebert, Deputy Executive Director, Harriet L. Johnson, Assistant Executive Director, Barbara Byers, Administrative Analyst, Kathryn Schneider, Assistant Executive Director, Massage, Bodywork & Somatic Therapy, New Jersey State Board of Nursing, Bernadette Dudek, Representative from the Directors Office, Division of Consumer Affairs.

NOT PRESENT

Board Members: Elizabeth English, Dr. Muriel Shore.

A QUORUM WAS DECLARED PRESENT

In accordance with Chapter 231 of P.L. 1975, more commonly referred to as the Sunshine Law, adequate notice of this meeting was provided by mailing on January 2, 2001. A schedule of all 2001 Regular Open Board Meetings to be held during 2001 was provided to the Office of the Secretary of State, Star Ledger, Trenton Times, The New York Times, Camden Courier Post, and The Philadelphia Inquirer. The schedule has also been posted on the Bulletin Board at the New Jersey State Board of Nursing Office.

Approval of the January 16, 2001 Regular Board Meeting Agenda.

THE BOARD, UPON A MOTION MADE BY KAREN M. RODRIGUEZ AND DULY SECONDED, VOTED FOR APPROVAL OF THE JANUARY 16, 2001.

THE MOTION CARRIED.

A reading and approval of the minutes for the Regular Open Meeting of November 21, 2000.

THE BOARD, UPON A MOTION MADE BY DENISE LINK AND DULY SECONDED, VOTED FOR APPROVAL OF THE MINUTES OF THE REGULAR BOARD MEETING OF NOVEMBER 21, 2000 WITH CORRECTION ON PAGE 6 UNDER REPORT OF THE EXECUTIVE DIRECTOR TO ADD JOANNE COLE SEEKING APPROVAL TO ATTEND THE SPEAKING ENGAGEMENTS.

THE MOTION CARRIED.

MARIS A. LOWN - REPORT OF THE PRESIDENT

M. Lown reported. M. Lown continues to serve on two committees: 1.) The Nursing Advisory Committee - by Executive Order the Nursing Advisory Committee has been officially changed to the Nursing Merit Award Advisory Committee. The primary function will be to oversee the Merit Awards. They will no longer be discussing health care issues as previously; and 2.) The Colleagues In Caring Steering Committee - currently initiating a data collection effort and exploring Articulation issues.

PATRICIA A. POLANSKY - REPORT OF THE EXECUTIVE DIRECTOR

P. Polansky reported. FYI in your Communication Packet a copy of the Board of Nursing Annual Report 1999-2000 sent to Mark Herr, Director, Division of Consumer Affairs.

A letter dated December 20, 2000 from Thomas J. OReilly, Administrator, Office of the Attorney General regarding Statewide Live Scan Fingerprinting. Informing the Board of actions taken by the Division of State Police to expand and upgrade the Automated Fingerprint Identification System in order to accept the receipt of electronic fingerprint images for non criminal justice purposes. Budgeting approval has been revised by the Division for the expenditure of \$6.9 million dollars to implement this electronic system and complete its connection to the FBIs Integrated Automated Fingerprint Identification System. The completion of this project is anticipated April 1, 2001. During calendar year 2001 it is anticipated that 200,000 non criminal justice requests for criminal history background checks will be received.

All agency representatives have agreed that a Request for Proposal should be prepared to obtain the services of a private vendor to provide, statewide live scan sites for live scan fingerprinting, collection of fees, scheduling of applicants, as well as forwarding monthly reports to the state agencies for their internal record keeping. The Department of Human Services has agreed to be the first state agency to submit live scan fingerprints, and the Board of Nursing will follow.

E-Mail from Francine Widrich, Print Production, Internet: Nursing Update - FYI - Nursing Expiration Date Extension Letters and postcards have been posted on the web site and were distributed to the Board of Nursing Board Members. The packets include all of the letters that will be mailed regarding licensing changes and changes in the Uniform Enforcement Act. Failure to renew a license or certificate by its expiration date will result in the suspension of the license or certificate without a hearing. The Board of Nursing will no longer have lapsed categories after this master mailing. Also, the pink neon postcards are a reminder to all licensees and certificate holders of their responsibility to ensure that the New Jersey Board of Nursing has their correct name and current mailing address.

E-Mail from George Hebert with the newly proposed NCLEX test site cities. They will include: Newark, New Brunswick, Trenton, and Atlantic City.

K. Schneider submitted an update of the total applications for Certified Homemaker- Home Health Aides. As of December 31, 2000, 7,804 total applications both new and renewed. Out of that number 6,096 are qualified, and approximately 906 are still pending.

Homemaker-Home Health Aide **Initial** Applicants (4,679 for FY 2000). In 1998, that total was 7,115 and in 1999, it was 4,852. Endorsement Applications FY 2000 a total of 58, In 1998 that total was 275, and in 1999, it was down to 80. Student Nurse Waivers for 2000 a total 36. In 1998 that total was 130, and in 1999 the total was 69.

As of January, 2001, 22,020 Homemaker-Home Health Aide packets have been mailed. The last county mailing will be in February, 2001.

Communication Packet includes: 1.) Board of Nursing Annual Meeting Report 1999-2000 to Mark Herr, Director, Division of Consumer Affairs. 2.) New Jersey Register, Monday, November 6, 2000 - Public Notice - Notice of Receipt of and Final Action on Petition for Rulemaking - N.J.A.C. 13:37-3: Graduate Nurses. 3.) Articles from: (a.) Star Ledger - Health Aid Earns Top Honor Dedication - June 14, 2000. (b.) Bridgeton Eving News (Millville Edition) - CCC Students Cite Teaching Staff - July 7, 2000. (c.) Summit Observer - Sage Names Munt Home Health Aide of the

Year - August 31, 2000. (d.) Montclair Times - JVS Recruiting Senior Citizens as Home Health Care Aides - August 3, 2000. (e.) Nursing Spectrum - October 2, 2000 Vol. 12 No. 20 Nurses All But Invisible In E-Healthcare. 4.) E-Mail from Kristin Hellquist - NCSBN- FYI: Nursing Shortage and Chicago Tribune Article. 5.) Letter of Appreciation from the New Jersey Hospital Association - Quality Patient Care Advisory Committee - Dated December 14, 2000. 6.) Nurses Nationwide for Online Chat. 7.) Stories - FYI: General Accounting Office.

P. Polansky, attended the New Jersey State Nurses Association Board Meeting, Pennington, N.J.

FYI distributed to Board Members, the U.S. Pharmacopeia - Summary of the 1999 Information submitted to MedMarxsm.

P. Polansky reported on a meeting and response to School Nurses issues per their request. M. Lown, D. Link, K. Schneider, A. Lembo also participated in reviewing the materials submitted by the School Nurses.

A. Lembo briefly reported. A set of issues and proposed regulations were presented to the Board. The Board needs to comment on the description or definition of complex and how many buildings can one certified school nurse cover? The Board will schedule further meetings with the School Nurses Association and with other interested parties.

THE BOARD, UPON A MOTION MADE BY NELSON TUAZON AND DULY SECONDED, VOTED FOR APPROVAL THAT COMMENTS BE SENT TO THE BOARD OF EDUCATION REGARDING THE DEFINITION OF COMPLEX AND ROLE OF THE SCHOOL NURSE IN THAT COMPLEX.

THE MOTION CARRIED.

- P. Polansky proposed that several Board of Nursing members work with A. Lembo, P. Polansky, K. Schneider as a sub group in dialogue with the School Nurses. Dr. Eileen Helbig Toughill and M. Lown volunteered; Dr. Muriel Shore will be asked to work with this sub group.
- P. Polansky reported. Attended a meeting on January 8, 2001 with all Executive Directors called by Director Herr and Judith Gleason the new Legislative Liaison to discuss efforts to improve the Legislative response process at the Division of Consumer Affairs.

Handouts/Pass Around include: (1.) The Seton Hall Nurse Fall/Winter 2000 Volume 1 Number 1 Newsletter. (2.) Board of Nursing Summary of Monies Received 12/1/00-12/31/00. (3.) Year 2001 Governors Nursing Merit Award Application Recognizing Excellence in the Practice of Nursing. (4.) The Forum on Health Care Leadership Conference - The Bermuda Triangle: Staffing, Patient Safety and the Nursing Shortage - 1/19-22/01 Orlando, Florida. (5.) The Magazine of the University of Medicine and Dentistry of New Jersey Healthstate - Nurse Practitioner Makes Dream Come True - with Board of Nursing Board Member Denise Link. (6.) Discover Rutgers Nursing brochure/Information packet. (7.) Commission on Graduates of Foreign Nursing Schools 1999 Annual Report - Expanding Our Boundaries (8.) Lambertville House Brochure - Board of Nursing April 17, 2001 Workshop Offsite Meeting.

Special Announcement - Congratulations to Eileen Helbig Toughill on receiving her doctorate.

Information Salad - feature stories: 1.) Dulling The Pain. 2.) 52 Ways to Lose Your Holiday Blubber. 3.) Cell Phones Dont Cause Cancer. 4.) Physician Web Source Quick Access & Dractice Enhancement Tools. 5.) Looking for Healthcare Information? 6.) IMPORTANT! DISCARD ANY OF THESE MEDICATIONS. 7.) Jogging Shorts. 8.) Is Your City Making You Fat?

P. Polansky seeks approval for: 1.) G. Hebert - January 12, 2001 - Practical Nurse Educators Meeting, Essex County Vocational School, East Orange, N.J. 2.) G. Hebert - January 18, 2001 - Passaic County Community College, Paterson, N.J. - Speaker at the Pinning Ceremony for the graduates of the Nurse Education Program. 3.) G. Hebert - January 24, 2001 - Jersey Shore Medical Center - attend meeting and panel participation on a competency model for nursing. 4.) K. Schneider - Speaker - February 20, 2001 - Home Health Services & Staffing Association Woodbridge Sheraton - National meeting on Criminal Background Check Update. 5.) M. Lown - February 23, 2001 - Speaker - Student Nurse Organization. 6.) P. Polansky and M. Lown - NCSBN - Attendance at the Mid-Year Conference March 6-7, 2001 in

Chicago and M. Lown as a Panel Moderator. 7.) M. Lown and G. Hebert - March 21-23, 2001 - North Carolina Board of Nursing Program educational meeting on a Deeming Model for Nursing Regulation. 8.) P. Polansky, G. Hebert, and B. Byers, - March 28-30, 2001 - ONE/NJ Annual Meeting and Exhibition, Ballys Park Place, Atlantic City, N.J. - Alternate days.

THE BOARD, UPON A MOTION MADE BY VIRGINIA MCKENNEY AND DULY SECONDED, VOTED TO APPROVE THE APPEARANCES OF THE EXECUTIVE DIRECTOR, PRESIDENT, AND STAFF.

THE MOTION CARRIED.

COMMUNICATION:

1. NOTICE FROM CATHLEEN REID, MCMAHON, BSN, MS, COORDINATOR: RE: HUDSON COUNTY SCHOOLS OF TECHNOLOGY, JERSEY CITY, N.J.

Notifying the Board, Hudson County Schools of Technology, Jersey City, N.J. LPN program will close June, 2001.

COMMITTEE REPORTS:

1. INTERVENTION PROGRAM TASK FORCE COMMITTEE

No report.

2. <u>BUDGET & FINANCE COMMITTEE</u>

No report

3. **EDUCATION COMMITTEE**

L. Jurado reported. The Nursing Education Committee met on January 9, 2001. Conducted an orientation for the Program Director, Hurdis Griffith, President of Rutgers, The State University College of Nursing.

Issue: Rutgers, The State University College of Nursing Proposed Curriculum Changes for Fall 2001.

L. Jurado introduced Dr. Maureen Esteves from Rutgers, The State University of New Jersey, College of Nursing, to present the proposed curriculum changes for Fall 2001 to the Board.

Recommendations:

- 1. That all courses be developed using the same template/format.
- 2. That a final draft of all courses evaluations and final changes be submitted to the Board of Nursing before the Fall 2001 semester begins.

THE BOARD, UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED, VOTED TO ACCEPT THE PROPOSED CHANGES FOR ALL 2001, WITH THE FOLLOWING RECOMMENDATIONS: 1.) THAT ALL COURSES BE DEVELOPED USING THE SAME TEMPLATE/FORMAT, AND 2.) THAT A FINAL DRAFT OF ALL COURSE EVALUATIONS AND FINAL CHANGES BE SUBMITTED TO THE BOARD OF NURSING BEFORE THE FALL 2001 SEMESTER BEGINS. INCLUDING SYLLABI/BLUEPRINT OF ALL OUTCOME/PRE-REQUIREMENT AND CO-REQUIREMENT OF ALL COURSES.

THE MOTION CARRIED.

Issue: Union County College Practical Nurse Program

Informational:

L. Jurado reported that the updated report was not received prior to the Education Committee meeting, therefore, information was not available at that time. The update received subsequently identified the consultants as:

Maureen E. McGarry, PhD, RN, NCC, Dean of the Community College of Rhode Islands Nursing, Allied and Dental Health Programs.

Vivian M. Yates, MSN, RN, Program Director of Lorain County Community College Division of Allied Health and Nursing, Ellyria, Ohio.

Doris Aline Fournier, MSN, RN, Department Chairman, Level I, Community College of Rhode Island.

The consultants have conducted a site visit and have prepared a Preliminary Report that discusses program strengths, program concerns, and recommendations. Additionally, a Short Range Program Plan was developed which focused on using Assessment Technologies Incorporated as a testing system to be used to assess and improve student test taking skills, while serving as a source of course content validation for faculty.

A site visit will be conducted on Tuesday, February 6, 2001 by B. Byers, G. Hebert and K. Rohr.

Issue: Commission on Graduates of Foreign Nursing Schools: documentation for foreign educated nurses comparable to the US educated RN and PN.

L. Jurado reported. The application process for foreign graduates of RN and PN programs for licensure needs to be standardized. Similar kinds of documents for both licenses can be used to validate education and preparedness for their respective NCLEX examinations.

Issue: Neeta Malhotra-Gandhi, LPN from Canada, Graduate from Mohawk College of Applied Arts and Technology, Hamilton, Ontario. According to CGFNS, her Practical Nurse Education consisted of the following:

Nursing Content	Theory Hours	Clinical Hours
Medical Surgical Nursing	235	802
Maternal/Infant Nursing (excluding Gynecology)	12	-0-
Psychiatric Nursing (excluding Neurology)	77	-0-
Nursing Care of Children	51	-0-

Recommendation:

Ms. Neeta Malhotra-Gandhi, be required to complete a three month clinical rotation with an educational program accredited to prepare practical nurses. During the three month period, she will need to provide documentation of having cared for the following populations: Maternal/Infant, patients with Psychiatric health deviations and Children. Ms. Malhotra-Gandhi will be eligible to sit for NCLEX-PN upon receipt of documentation from the program that these requirements have been met.

THE BOARD, UPON A MOTION MADE BY LEO-FELIX JURADO AND DULY SECONDED, VOTED TO APPROVE MS. NEETA MALHOTRA-GANDHI, BE REQUIRED TO COMPLETE A THREE MONTH CLINICAL ROTATION WITH AN EDUCATIONAL PROGRAM ACCREDITED TO PREPARE PRACTICAL NURSES. DURING THE THREE MONTH PERIOD, SHE WILL NEED TO PROVIDE DOCUMENTATION OF HAVING CARED FOR THE FOLLOWING POPULATIONS:

MATERNAL/INFANT, PATIENTS WITH PSYCHIATRIC HEALTH DEVIATIONS AND CHILDREN. MS. MALHOTRA-GANDHI WILL BE ELIGIBLE TO SIT FOR NCLEX-PN UPON RECEIPT OF DOCUMENTATION FROM THE PROGRAM THAT THESE REQUIREMENTS HAVE BEEN MET.

THE MOTION CARRIED.

Informational Updates:

- a.) Dr. Watson of Thomas Jefferson University advised that the program will move classes from Atlantic City to a Pennsylvania site to facilitate students taking more than one class at a time on the Pennsylvania campus.
- b.) St. Francis School of Nursing, Trenton is in the process of developing an articulation with Mercer County Vocational Technical PN program.
- c.) Felician College program change, notification that they will no longer admit generic master students.
- d.) National Council updates:
 - October 31, 2000: NCS Pearson communicated potential testing sites for the October 2002 testing. Initially they are targeting Newark, New Brunswick, Trenton, and Atlantic City in New Jersey.
 - November 1, 2000 communication reminder: 1.) That new features on NCLEX will include a drop down calculator and use of a mouse beginning April 1, 2000. 2.) There will be a NCLEX examination fee change from \$120 to \$200 as of October 1, 2001. 3.) The RN passing score will remain the same for the forthcoming cycle.
 - E-mail December 8, 2000 inviting Board Members to review test items, as an attempt to keep them abreast of what the examinations look like and what the questions are covering. If interested, arrangements can be made to have a center vacated and available between October 15 through November 30, 2001 or between April 15 through May 31, 2002.
- e.) Northwest Technical College: Online Associate of Applied Science, LPN Program is peaking the interest of local residents. The program offers all theoretical course work online and clinical experiences are being contracted regionally. Intended initially for Minnesota, North Dakota, and Washington state.
- M. Lown announced Leo-Felix Jurado as Chair for the Education Committee.

4. LEGISLATIVE REVIEW PANEL

K. Schneider reported. The Legislative Review Panel reviewed the following:

Senate Bill 1995 - Sponsor: Kosco & Allen. Introduced December 18, 2000. This bill creates defibrillator grant programs for municipalities; appropriates \$1.7 million. **Position - Support.** Comment(s): 1.) This bill certainly provides a necessary service for public safety and welfare of New Jersey citizens. 2.) It is noted that no substantial training is necessary for defibrillator use. 3.) There is also substitive research to support the effectiveness of the use of defibrillators in cardiac arrests.

Assembly Bill 2232 - Sponsor: Carroll. Introduced March 20, 2000. This Bill requires administrative law judge to make final decision in contested cases. **Position - Oppose.** Comment(s): 1.) D.O.C. adamantly opposes this bill. In connection with the professional boards, support? 2.) If going to AOL, more costly and time consuming. 3.) Public is best served by services of practice issues and practitioners of their groups.

Assembly Bill 2083 - Sponsor: Azzolina & Vandervalk. Introduced February 24, 2000. This bill establishes a Statewide Sexual Assault Nurse examiner program; appropriates \$1,130,000. **Position - Monitor for more information.** Comment(s): 1.) There will be a conference call with the Board of Nursings Executive Director and

Regulatory Analyst. Comments to come back to the Legislative Review Panel for next month.

Assembly Bill 2995 - Sponsor: Vandervalk. Introduced November 20, 2000. This bill concerns certain professional boards, council and committees. **Position - Support.** Comment(s): 1.) Would suggest adding a time frame to submit the required reports from law enforcement, prosecutor and county clerk offices. 2.) Support changing the name of the State Board of Registration and Examination in Dentistry to the New Jersey State Board of Dentistry in keeping with the other Board names at the Division of Consumer Affairs.

Assembly Bill 2856 - Sponsor: Weinberg & Vandervalk. Introduced October 12, 2000. This bill requires that home care services providers give advance information to patients about their employees training. Position - Oppose. Comment(s): 1.) Unnecessary burden on home care agencies to produce the documents the bill calls for before a homemaker-home health aide services a patient/client. 2.) Most patients/clients are not interested in the information the bill wants the agencies to provide. Given the number of aides that may service a patient/client, this could add up to an extraordinary paper overload for any one patient/client. 3.) To simplify this proposed bill information, a patient/client could be given at the time of admission by an agency, the phone number to the Board of Nursing for questions regarding current unencumbered certification validation. 4.) This bill may have been attempting to alert patients/clients to uncertified care givers, i.e. companions.

Senate Bill 1653 - Sponsor: Turner. Introduced September 25, 2000. This bill requires all EMTs to be trained and certified to perform cardiac defibrillations. **Position - Support.** Comment(s): 1.) Concern over funding - not mentioned in the bill - appears to be an unfunded mandate for municipalities. 2.) The Board would not want to jeopardize losing EMTs secondary to the cost of this additional training - this training is optional currently for certification in cardiac defibrillation.

THE BOARD, UPON A MOTION MADE BY RICHARD FREDA AND DULY SECONDED, VOTED TO APPROVE THE RECOMMENDATIONS OF THE LEGISLATIVE REVIEW PANEL.

THE MOTION CARRIED.

5. NURSING PRACTICE COMMITTEE

N. Tuazon reported. In continuation of the Nursing Practice Committees goal to involve the nursing community, the Nursing Practice Committee meetings and topics for the calendar year 2001, were finalized and are included in the Boards packet.

Note - There are two offsite Nursing Practice Committee Meetings in the calendar year 2001 - (May 3, 2001 and September 28, 2001).

The Nursing Practice Committee meetings will commence immediately after the Regular Board Meetings starting today.

Guest Presentation: Licensed Practical Nurses Perspectives on Nursing Practice Issues: Domonic Biandi, L.P.N., President, Licensed Practical Nurses Association of New Jersey, and Alice Sinclair, M.S.N., R.N., Chairperson of the Licensed Practical Nurse Educators Council of New Jersey were invited. Mr. Biandi attended and addressed several nursing issues.

6. REGULATORY REVIEW TASK FORCE

M. Lown reported. The Regulatory Review Task Force Committee met on December 12, 2000. The Regulatory Review Task Force Committee is working on Medication Administration by Unlicensed Assistive Personnel and delegation. Once this task is completed, the Regulatory Review Task Force Committee will be dissolved and a new standing board regulatory committee will be established to evaluate new regulations.

7. NOMINATING COMMITTEE:

- V. McKenney reported. Recommended removing the Nominating Committee from the Boards agenda until November/December, 2001.
- M. Lown announced that the Board of Nursing Workshop Offsite Meeting is scheduled for April 17, 2001 at the Lambertville Inn, Lambertville, N.J. with Dr. Michela M. Perrone, guest speaker/facilitator.
- M. Lown reported. The Board Members yearly attendance percentage record has been inserted in the Board Members Booklet for informational purposes.

OPEN FORUM:

M. Lown asked the public to share with the Board of Nursing any concerns, issues or questions.

UNFINISHED BUSINESS:

1. No report.

NEW BUSINESS:

1. No report.

APPEARANCES:

1.<u>LICENSED PRACTICAL NURSES ASSOCIATION OF NEW JERSEY:</u>

- M. Lown introduced and welcomed Domonic Biandi, L.P.N., President, Licensed Practical Nurses Association of New Jersey to discuss with the Board his perspectives on LPN Nursing Practice Issues: 1.) Licensed Practical Nurses are denied signing off on the Initial Pain Assessment Tool, Minimum Data Set for Nursing Home Resident Assessment and Care Screening, Nurses Admission Record, and participating in the Individualized Interdisciplinary Plan of Care, when the Licensed Practical Nurse has collected the data, and 2.) from accepting verbal orders from physicians in acute care facilities.
- D. Biandi stated that the Licensed Practical Nurse Educators Council of New Jersey is also concerned with these same issues.
- M. Lown informed Domonic Biandi that the above issues and concerns will be presented to the Nursing Practice Committee for further discussion.

2. UNION HOSPITAL, UNION, N.J.

N. Tuazon, Chair pro-tem introduced and welcomed Hazel Cicalese, Infection Control Coordinator, member of the Association for Professionals in Infection Control & Epidemiology, and member of Union Hospital, Union, New Jersey. (See attached presentation) On January 16, 2001 the Regular Open Board Meeting was adjourned at 1:00 p.m. The next Regular Open Business Meeting will be held on February 20, 2001.

Respectfully submitted,

Maris A. Lown President ?

Board of Nursing Medical and Mental Health Related Boards Survey Page NJ Dept. of Law and Public Safety Home Page

Modified March 2002